



Did you know you can submit your NOI electronically using our secure, easy to use online system? www.ecy.wa.gov/programs/wq/stormwater/construction/enoi.html



DEPARTMENT OF
ECOLOGY
State of Washington

**NOTICE OF INTENT (NOI)
APPLICATION FORM**

**Construction Stormwater General
Permit**

Check if applicable:

☐ Change or Update Permit Information

☐ Modification of Permit Coverage

Permit #WAR _____ **WATER QUALITY PROGRAM**

DEPARTMENT OF ECOLOGY

JUL 30 2014

Please print or type all sections of this application. All fields are required unless otherwise marked. (use [tab] to navigate through fields)

I. Operator/Permittee (Party with operational control over plans and specifications or day-to-day operational control of activities that ensure compliance with Stormwater Pollution Prevention Plan (SWPPP) and permit conditions. Ecology will send correspondence and permit fee invoices to the permittee on record.)

Name: David Kessler		Company: Clear Creek Property Group, LLC	
E-mail: entkessler@gmail.com		Unified Business Identifier (UBI): 603253131 (UBI is a nine-digit number used to identify a business entity. Write "none" if you do not have a UBI number.)	
Business Phone: (360) 782-3851	Ext.	City: Bremerton State: WA Zip + 4: 98310	
Cell Phone (Optional): (360) 782-3851	Fax (Optional):		
Mailing Address: 4311 Naomi Avenue			

II. Property Owner (The party listed on the County Assessor's records as owner and taxpayer of the parcel[s] for which permit coverage is requested. Ecology will not send correspondence and permit fee invoices to the Property Owner unless he/she is also the permittee. The Property Owner information will be used for emergency contact purposes.)

Name: Same as Permittee		Company (if applicable):	
Business Phone:	Ext.	Unified Business Identifier (UBI): (UBI is a nine-digit number used to identify a business entity. Write "none" if you do not have a UBI number.)	
Cell Phone (Optional):	Fax (Optional):	City: State: Zip + 4:	
E-mail:			
Mailing Address:			

III. On-site Contact Person (Typically the Certified Erosion & Sediment Control Lead or Operator/Permittee)

Name: Same as Permittee		Company:	
Business Phone:	Ext.	Mailing Address:	
Cell Phone (Optional)	Fax (Optional):	City:	State: Zip + 4:
E-mail:			

IV. WQWebDMR (Electronic Discharge Monitoring Reporting)

You must submit monthly discharge monitoring reports using Ecology's WQWebDMR system. To sign up for WQWebDMR, or to register a new site, go to www.ecy.wa.gov/programs/wq/permits/paris/portal.html. If you are unable to submit your DMRs electronically, you may contact Ecology to request a waiver. Ecology will generally only grant waiver requests to those permittees without Internet access. Only a permittee or representative, designated in writing, may request access to or a waiver from WQWebDMR. To have the ability to use the system immediately, **you must submit the Electronic Signature Agreement with your application.** If you have questions on this process, contact Ecology's WQWebDMR staff at WQWebPortal@ecy.wa.gov or 800-633-6193 or 360-407-7097 (local).

V. Site Information		
Site or Project Name Ferguson Building Material Sales Street Address or Location Description <i>(If the site lacks a street address, list its specific location. For example, Intersection of Highway 61 and 34.)</i> 11812 Clearcreek Road NW Parcel ID#: 092501-3-042-2001 (Optional) Type of Construction Activity <i>(check all that apply)</i> : <input type="checkbox"/> Residential <input checked="" type="checkbox"/> Commercial <input type="checkbox"/> Industrial <input type="checkbox"/> Highway or Road (city, county, state) <input type="checkbox"/> Utilities (specify): _____ <input type="checkbox"/> Other (specify): _____	Site Acreage Total size of your site/project, including support activities such as off-site equipment staging yards, material storage areas, borrow areas, etc. (that <u>you</u> own/control): 10.9 acres. Total area of soil disturbance (grading and/or excavating) for your site/project over the life of the project: 8.1 acres. <i>(Note: 1 acre = 43,560 ft².)</i> <u>Concrete / Engineered Soils</u> How many yards of concrete will be poured over the life of the project? 50 yd ³ (estimate) How many yards of recycled concrete will be used over the life of the project? 0 yd ³ (estimate) Will any engineered soils be used? (For example: manufactured soil stabilizers, fly ash, cement treated base, cement kiln dust, etc.) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No City (or nearest city): Silverdale Zip Code: 98383 County: Kitsap	
Estimated project start-up date (mm/dd/yy): 08/08/14 Estimated project completion date (mm/dd/yy): 06/01/14		
Record the latitude and longitude of the <i>main entrance</i> to the site or the approximate center of site. Latitude: 47 40 14.76 °N Longitude: 122 41 26.62 °W		
VI. Existing Site Conditions		
1. Are you aware of contaminated soils present on the site? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No 2. Are you aware of groundwater contamination located within the site boundary? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No 3. If you answered yes to questions 1 or 2, will any contaminated soils be disturbed or will any contaminated groundwater be discharged due to the proposed construction activity? <input type="checkbox"/> Yes <input type="checkbox"/> No ["Contaminated" and "contamination" here mean containing any hazardous substance (as defined in WAC 173-340-200) that does not occur naturally or occurs at greater than natural background levels.] If you answered yes to Question 3, <u>please provide</u> detailed information on the locations, contaminants, and contaminant concentrations (if known), and pollution prevention and/or treatment Best Management Practices (BMPs) proposed to control the discharge of soil/groundwater contaminants. This information should include related portions of the Stormwater Pollution Prevention Plan (SWPPP) that describe how contaminated and potentially contaminated construction stormwater and dewatering water will be managed.		
VII. Stormwater Pollution Prevention Plan (SWPPP)		
You must develop a SWPPP prior to starting construction. Do not submit your SWPPP with your application. The exception is that Ecology may request a copy of all or part of the SWPPP if you answered yes to the questions in Part VI.		

VIII. Best Management Practices (BMPs)

You must use the BMPs listed in the Stormwater Management Manual for Western Washington or the Stormwater Management Manual for Eastern Washington or other manuals approved by Ecology. Alternatively, you may use demonstrably equivalent BMPs on the basis of permit condition S9.C.4. If you intend to use a BMP at your site that is not included in these manuals, but that you believe meets the definition of a *demonstrably equivalent* BMP, you must notify the appropriate regional office.

www.ecy.wa.gov/programs/wq/stormwater/construction/contacts.html (See Definitions in the Construction Stormwater General Permit).*

**Note that if you receive permit coverage without indicating the preference for a demonstrably equivalent BMP and later decide to use one, you must provide Ecology with notice of the selection of an equivalent BMP no less than 60 days before the intended use of the equivalent BMP.*

IX. Discharge/Receiving Water Information

Indicate whether your site's stormwater and/or dewatering water could enter surface waters, **directly** and/or **indirectly**:

☒ Water will discharge directly or indirectly (through a storm drain system or roadside ditch) into one or more surface waterbodies (wetlands, creeks, lakes, and all other surface waters and water courses).

If your discharge is to a storm sewer system, provide the name of the operator of the storm sewer system:

(e.g., City of Tacoma): WSDOT

(NOTE: If your stormwater discharges to a storm sewer system operated by the City of Seattle, King County, Snohomish County, City of Tacoma, Pierce County, or Clark County, you must **also** submit a copy of this NOI to the appropriate jurisdiction.)

☐ Water will discharge to ground with 100% infiltration, with no potential to reach surface waters under any conditions.

If your project includes dewatering, you **must** include dewatering plans and discharge locations in your site Stormwater Pollution Prevention Plan.

Location of Outfall into Surface Waterbody

List the name and the latitude & longitude of each receiving waterbody (Outfall) where the site may discharge construction stormwater (e.g., river, lake, marine, stream). **See illustration of Surface Waterbody Outfall locations at the end of this form.**

- Include the names and locations of discharges to surface waterbodies, even if the risk of discharge is low or limited to periods of extreme weather. **Attach a separate list if necessary.**
- Some large construction projects (for example, subdivisions, roads, or pipelines) may discharge into more than one receiving waterbody (Outfall).
- If the creek or tributary is unnamed, use a format such as "unnamed tributary to Deschutes River."
- If the site discharges to a stormwater conveyance system that in turn flows to a surface waterbody, include the surface waterbody name and location.

Surface Waterbody Name (Outfall)	Latitude Decimal Degrees	Longitude Decimal Degrees
Example: Puget Sound	47.5289047° N	-122.3123550° W
West Fork of Clear Creek	47 40 10.35° N	122 41 19.70° W
	° N	° W
	° N	° W

If your site discharges to a waterbody that is on the impaired waterbodies list (e.g., 303[d] list) for turbidity, fine sediment, high pH, or phosphorus, Ecology will require additional documentation before issuing permit coverage and these sites will be subject to additional sampling and numeric effluent limits (per Permit Condition S8). Ecology will notify you if any additional sampling requirements apply. Information on impaired waterbodies is available online at www.ecy.wa.gov/programs/wq/303d/currentassessmt.html.

X. State Environmental Policy Act (SEPA)

This Notice of Intent (NOI) is incomplete and cannot be approved until the applicable SEPA requirements under Chapter 197-11 WAC are met.

Who is the SEPA lead agency on your site? Kitsap County Department of Community Development

Has the SEPA lead agency issued a final decision on your checklist? (if there is a comment period, the SEPA decision is final at the close of the comment period) ☐ No ☒ Yes ☐ Exempt* (*attach written documentation if Exempt).

If No: The NOI is incomplete. Ecology will hold the application until a final SEPA decision is made or the Construction Stormwater NOI public comment period ends, whichever is later. **You must notify Ecology once the SEPA lead agency has issued a final decision following any comment period.**

If Yes: Type of SEPA threshold determination issued: ☒ Determination of Non-Significance (DNS) ☐ Mitigated DNS (MDNS)
☐ Determination of Significance (DS) ☐ Final Environmental Impact Statement (EIS) ☐ Other: _____

- Date when SEPA comment period ended or will end: December 3, 2013

Notify Ecology if the SEPA determination is appealed. More SEPA information is available at:

www.ecy.wa.gov/programs/sea/sepa/e-review.html.

XI. Other Ecology National Pollutant Discharge Elimination System (NPDES) and/or State Waste Discharge Permits

List any other Water Quality permits (Industrial stormwater, Individual stormwater, etc.) for this site:

Name of Water Quality Permit	Permit Number

XII. Public Notice

You must publish a public notice at least once a week for two consecutive weeks with at least seven days between publications, in a newspaper of general circulation in the county in which the construction is to take place. Ecology cannot grant permit coverage sooner than the end of the 30-day public comment period, which begins on the date of the second public notice.

Mail or fax (360-407-6426) the NOI to Ecology on or before the first public notice date. If you fax the public notice to Ecology, you must also mail a hard copy. Failure to do so may delay the issuance of your permit.

Provide the exact dates (mm/dd/yy) that the first and second public notices will appear in the newspaper(s):

Name of the newspaper publishing the notices: Central Kitsap Reporter

First notice: 07/18 /14

Second notice: 07/25 /14 (Begins 30-day public comment period.)

For example: First notice: Friday 01/01/14 Second notice: Friday 01/08/14

PUBLIC NOTICE TEMPLATE

Complete this template using project-specific information and submit to a local newspaper with general circulation within the county where the project is located. The language in **bold** is required by WAC 173-226-130 and must be included in its entirety. (Either use the fill-in template below or **attach on a separate sheet of paper, if necessary.**)

(Name of operator/permittee) _____, (address of operator/permittee) _____, is seeking coverage under the Washington State Department of Ecology's Construction Stormwater NPDES and State Waste Discharge General Permit.

The proposed project, (project name) _____, is located at (street address, intersection, crossroads, or other descriptive site location) _____ in (name of nearest city) _____, in (County) _____.

This project involves _____ acres of soil disturbance for _____ construction activities.

(List all construction activities; for example, residential, commercial, industrial, highway, utility).

The receiving water(s) is/are _____ (List all named and unnamed surface waterbodies, or ground water if applicable, waters identified in section IX).

Any persons desiring to present their views to the department of Ecology regarding this application may do so in writing within thirty days of the last date of publication of this notice. Comments shall be submitted to the department of Ecology. Any person interested in the department's action on this application may notify the department of their interest within thirty days of the last date of publication of this notice. Ecology reviews public comments and considers whether discharges from this project would cause a measurable change in receiving water quality, and, if so, whether the project is necessary and in the overriding public interest according to Tier II antidegradation requirements under WAC 173-201A-320.

Comments can be submitted to:

Department of Ecology

Attn: Water Quality Program, Construction Stormwater

PO Box 47696, Olympia, WA 98504-7696

XIII. Certification of Permittees

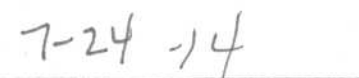
"I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system or those directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations."

David Kessler / Clear Creek Property Group LLC

Printed Name / Company

Title





Signature of Operator/Permittee

Date

- A. For a corporation: By a responsible corporate officer of at least the level of vice president.
- B. For a partnership or sole proprietorship: By a general partner or the proprietor, respectively.
- C. For a municipality, state, federal, or other public facility: By either a principal executive officer or ranking elected official.

Please sign and return this document to the following address:

Department of Ecology

Attn: Water Quality Program, Construction Stormwater

PO Box 47696

Olympia, WA 98504-7696

DO NOT SUBMIT THIS PAGE WITH YOUR APPLICATION

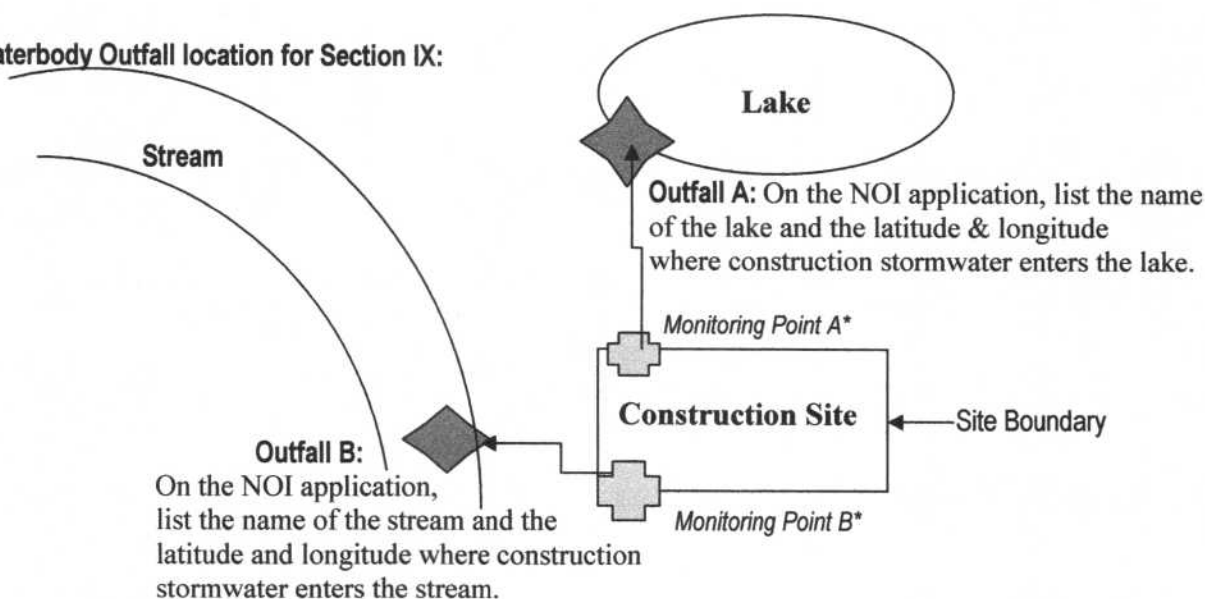
If you have questions about this form, contact the following Ecology staff:

Location	Contact Name	Phone	E-mail
E-mail copy of NOI to (send signed original to Ecology at the address listed above in Section XIII):	Intake Administrator	See Below	wq.noi@ecy.wa.gov
City of Seattle, and Kitsap, Pierce, and Thurston counties	Josh Klimek	360-407-7451	josh.klimek@ecy.wa.gov
Island, King, and San Juan counties	Clay Keown	360-407-6048	clay.keown@ecy.wa.gov
Adams, Asotin, Columbia, Ferry, Franklin, Garfield, Grant, Lincoln, Pend Oreille, Skagit, Snohomish, Spokane, Stevens, Walla, Whatcom, and Whitman counties.	Shawn Hopkins	360-407-6442	shawn.hopkins@ecy.wa.gov
Benton, Chelan, Clallam, Clark, Cowlitz, Douglas, Grays Harbor, Jefferson, Kittitas, Klickitat, Lewis, Mason, Okanogan, Pacific, Skamania, Wahkiakum, and Yakima counties.	Joyce Smith	360-407-6858	joyce.smith@ecy.wa.gov

If you have questions about WQWebDMR, contact the following Ecology staff:

You must submit monthly discharge monitoring reports using Ecology's WQWebDMR system. To sign up for WQWebDMR, or to register a new site, go to www.ecy.wa.gov/programs/wq/permits/paris/portal.html. If you are unable to submit your DMRs electronically, you may contact Ecology to request a waiver. Ecology will generally only grant waiver requests to those permittees without internet access. Only a permittee or representative, designated in writing, may request access to or a waiver from WQWebDMR. To have the ability to use the system immediately, **you must submit the Electronic Signature Agreement with your application.** If you have questions on this process, contact Ecology's WQWebDMR staff at WQWebPortal@ecy.wa.gov or 800-633-6193 or 360-407-7097 (local).

Example Surface Waterbody Outfall location for Section IX:



*Note: The monitoring points are for illustration only and are not required on this Notice of Intent application form. Monitoring point information will be entered on the monthly discharge monitoring report as required for active permits.

If you need this document in a version for the visually impaired, call the Water Quality Program at 360-407-6600. Persons with hearing loss, call 711 for Washington Relay Service. Persons with a speech disability, call 877-833-6341.